

HOUSE BILL 1236

P1

2lr0609

By: **Delegates Lee, Arora, Barve, Carr, Conaway, Cullison, Gutierrez, Healey, Ivey, Jameson, Kaiser, A. Kelly, Luedtke, A. Miller, Mizeur, B. Robinson, S. Robinson, and Valderrama**

Introduced and read first time: February 10, 2012

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **State Government – Demographic Data Collection – Asian Americans and**
3 **Pacific Islanders**

4 FOR the purpose of requiring State units that collect certain demographic data to use
5 separate collection categories for certain categories of Asian Americans and
6 Pacific Islanders; requiring the Department of Labor, Licensing, and
7 Regulation, the Governor’s Office of Community Initiatives, and the
8 Commission on Civil Rights to use additional certain separate collection
9 categories; requiring the Department, the Governor’s Office, and the
10 Commission to update the collection categories used within a certain time
11 period after a certain census is released to the public; requiring a State unit to
12 include certain demographic data in certain reports issued on or after a certain
13 date; requiring a State unit to make certain data available to the public and to
14 post certain data on the State unit’s Web site beginning on a certain date and
15 yearly thereafter; specifying that certain data made available to the public may
16 not include any personal identifying information; defining a certain term; and
17 generally relating to demographic data collection by units of State government.

18 BY adding to

19 Article – State Government

20 Section 8–505

21 Annotated Code of Maryland

22 (2009 Replacement Volume and 2011 Supplement)

23 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
24 MARYLAND, That the Laws of Maryland read as follows:

25 **Article – State Government**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **8-505.**

2 (A) IN THIS SECTION, "STATE UNIT" MEANS:

3 (1) A PRINCIPAL DEPARTMENT OF THE EXECUTIVE BRANCH OF
4 STATE GOVERNMENT; OR

5 (2) A UNIT IN THE EXECUTIVE BRANCH OF STATE GOVERNMENT
6 THAT IS NOT IN A DEPARTMENT, INCLUDING A BOARD OR COMMISSION THAT IS
7 CREATED BY:

8 (I) THE MARYLAND CONSTITUTION;

9 (II) A STATE STATUTE;

10 (III) REGULATION; OR

11 (IV) AN EXECUTIVE ORDER OF THE GOVERNOR.

12 (B) A STATE UNIT THAT COLLECTS DEMOGRAPHIC DATA AS TO THE
13 ANCESTRY OR ETHNIC ORIGIN OF STATE RESIDENTS SHALL USE SEPARATE
14 COLLECTION CATEGORIES FOR:

15 (1) EACH MAJOR ASIAN GROUP, INCLUDING:

16 (I) CHINESE;

17 (II) ASIAN INDIAN;

18 (III) KOREAN;

19 (IV) FILIPINO;

20 (V) VIETNAMESE;

21 (VI) JAPANESE;

22 (VII) CAMBODIAN; AND

23 (VIII) LAOTIAN; AND

24 (2) EACH MAJOR PACIFIC ISLANDER GROUP, INCLUDING:

1 (I) NATIVE HAWAIIAN;

2 (II) GUAMANIAN; AND

3 (III) SAMOAN.

4 (C) (1) IN ADDITION TO THE SEPARATE COLLECTION CATEGORIES
5 THAT ARE REQUIRED UNDER SUBSECTION (B) OF THIS SECTION, THE
6 DEPARTMENT OF LABOR, LICENSING, AND REGULATION, THE GOVERNOR'S
7 OFFICE OF COMMUNITY INITIATIVES, AND THE COMMISSION ON CIVIL RIGHTS
8 SHALL USE SEPARATE COLLECTION CATEGORIES FOR:

9 (I) ADDITIONAL MAJOR ASIAN GROUPS, INCLUDING:

10 1. BANGLADESHI;

11 2. HMONG;

12 3. INDONESIAN;

13 4. MALAYSIAN;

14 5. PAKISTANI;

15 6. SRI LANKAN;

16 7. TAIWANESE; AND

17 8. THAI; AND

18 (II) ADDITIONAL MAJOR PACIFIC ISLANDER GROUPS,
19 INCLUDING FIJIAN AND TONGAN.

20 (2) WITHIN 18 MONTHS AFTER THE 2020 DECENNIAL UNITED
21 STATES CENSUS IS RELEASED TO THE PUBLIC, THE DEPARTMENT OF LABOR,
22 LICENSING, AND REGULATION, THE GOVERNOR'S OFFICE OF COMMUNITY
23 INITIATIVES AND THE COMMISSION ON CIVIL RIGHTS SHALL UPDATE THE DATA
24 COLLECTION CATEGORIES TO REFLECT THE ADDITIONAL ASIAN GROUPS AND
25 PACIFIC ISLANDER GROUPS AS THEY ARE REPORTED BY THE UNITED STATES
26 CENSUS BUREAU.

27 (D) A STATE UNIT SHALL:

1 **(1) INCLUDE THE DATA COLLECTED UNDER THIS SECTION IN**
2 **EVERY DEMOGRAPHIC REPORT ON ANCESTRY OR ETHNIC ORIGINS OF STATE**
3 **RESIDENTS THAT IS PUBLISHED BY THE STATE UNIT ON OR AFTER JULY 1,**
4 **2013;**

5 **(2) MAKE THE DATA COLLECTED UNDER THIS SECTION**
6 **AVAILABLE TO THE PUBLIC; AND**

7 **(3) BEGINNING JULY 1, 2013, AND EACH YEAR THEREAFTER,**
8 **POST ANY DATA COLLECTED UNDER THIS SUBSECTION ON THE STATE UNIT'S**
9 **WEB SITE.**

10 **(E) THE DATA THAT IS MADE AVAILABLE TO THE PUBLIC UNDER THIS**
11 **SECTION MAY NOT INCLUDE ANY PERSONAL IDENTIFYING INFORMATION.**

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 October 1, 2012.